

# COVER SHEET

## ARIZONA CORPORATION COMMISSION DOCKET CONTROL CENTER



0000000689

### CASE/COMPANY NAME:

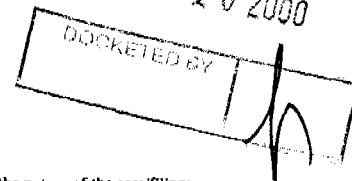
In the Matter of the Application of Panda Gila River, L.P. or their assignee(s), in conformance with the requirements of Arizona Revised Statutes 40-360.03 and 40-360.06, for a Certificate of Environmental Compatibility authorizing the construction of natural gas-fired, combined cycle generating plant, switchyard, and related facilities in the Town of Gila Bend, Maricopa County, Arizona, located in Sections 8, 17, 20 and 21, Township 5 South, Range 4 West, Gila and Salt River Base and Meridian.

2000 MAR 10 P 2:24

CASE NO. 99  
DOCKET NO. L-000000-00-0099

Arizona Corporation Commission  
DOCKETED

MAR 10 2000



### NATURE OF ACTION OR DESCRIPTION OF DOCUMENT Please mark the item that describes the nature of the case/filing:

#### 01 NEW APPLICATIONS

- ☐ NEW CC&N
- ☐ RATES
- ☐ INTERIM RATES
- ☐ CANCELLATION OF CC&N
- ☐ DELETION OF CC&N TERRITORY
- ☐ EXTENSION OF CC&N (TERRITORY)
- ☐ TARIFF-NEW (NEXT OPEN MEETING)
- ☐ REQUEST FOR ARBITRATION  
(Telecommunication Act)
- ☐ FULLY OR PARTIALLY ARBITRATED  
INTERCONNECTION AGREEMENT  
(Telecom. Act)
- ☐ VOLUNTARY INTERCONNECTION  
AGREEMENT (Telecom. Act)

- ☐ MAIN EXTENSION
- ☐ CONTRACT/AGREEMENTS
- ☐ COMPLAINT (Formal)
- ☐ RULE VARIANCE/WAIVER REQUEST
- ☐ SITING COMMITTEE CASE
- ☐ SMALL WATER COMPANY-SURCHARGE (Senate Bill 1252)
- ☐ NOTICE OF OPPORTUNITY
- ☐ SALE OF ASSETS & TRANSFER OF OWNERSHIP
- ☐ SALE OF ASSETS & CANCELLATION OF CC&N
- ☐ FUEL ADJUSTER/PGA in compliance with Dec. 61009
- ☐ MERGER
- ☐ FINANCING
- ☐ MISCELLANEOUS
- Specify \_\_\_\_\_
- DOCKET NO. \_\_\_\_\_

#### 02 REVISIONS/AMENDMENTS TO PENDING OR APPROVED MATTERS

- ☐ APPLICATION
- ☐ COMPANY \_\_\_\_\_
- ☐ DOCKET NOS. \_\_\_\_\_

- ☐ TARIFF
- ☐ PROMOTIONAL
- ☐ DECISION NO. \_\_\_\_\_
- ☐ DOCKET NO. \_\_\_\_\_
- ☐ COMPLIANCE
- ☐ DECISION NO. \_\_\_\_\_
- ☐ DOCKET NO. \_\_\_\_\_

#### MISCELLANEOUS FILINGS

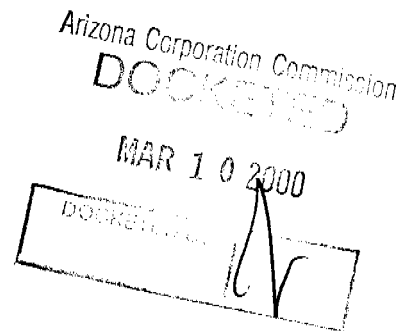
- ☐ 04 AFFIDAVIT
- ☐ 12 EXCEPTION
- ☐ 18 REQUEST FOR INTERVENTION
- ☐ 48 REQUEST FOR HEARING
- ☐ 24 OPPOSITION
- ☐ 50 COMPLIANCE ITEM FOR APPROVAL

- ☐ 29 STIPULATION
- ☐ 38 NOTICE OF INTENT  
(Only notification of future action/no action necessary)
- ☐ 43 PETITION
- ☐ 46 NOTICE OF LIMITED APPEARANCE
- ☒ 39 OTHER
- Specify Notice of Filing Copy of Notice of  
Hearing and Affidavits of Publication
- DOCKET NO. L-000000-00-0099

Date: March 10, 2000

C. Webb Crockett/Karen E. Errant, Fennemore Craig, P.C.  
Print Name of Applicant/Company/Contact Person

1 FENNEMORE CRAIG, P.C. RECEIVED  
2 C. Webb Crockett (Arizona Bar No. 001361)  
3 Karen E. Errant (Arizona Bar No. 001361) P 2: 24  
4 3003 North Central Avenue, Suite 2600  
5 Phoenix, Arizona 85012-2913  
6 (602) 916-5000  
7 Attorneys for Panda Gila River, L.P.



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BEFORE THE ARIZONA POWER PLANT AND  
TRANSMISSION LINE SITING COMMITTEE

In the matter of the Application of Panda  
Gila River, L.P. or their assignee(s), in  
conformance with the requirements of  
Arizona Revised Statutes 40-360.03 and  
40-360.06, for a Certificate of  
Environmental Compatibility authorizing  
the construction of natural gas-fired,  
combined cycle generating plant,  
switchyard, and related facilities in the  
Town of Gila Bend, Maricopa County,  
Arizona, located in Sections 8, 17, 20, and  
21, Township 5 South, Range 4 West, Gila  
and Salt River Base and Meridian.

CASE NO. 99  
DOCKET NO. L-00000Q-00-0099

**NOTICE OF FILING COPY OF NOTICE OF  
HEARING AND AFFIDAVIT OF  
PUBLICATION**

Applicant Panda Gila River, L.P., by and through its undersigned attorneys, hereby files a  
copy of the Notice of Hearing as it was signed by Deborah R. Scott on February 18, 2000 in this  
matter, and published on February 25 and 29, 2000 in the Arizona Republic and on February 24  
and March 2, 2000 in the Gila Bend Sun.

RESPECTFULLY SUBMITTED this 10<sup>th</sup> day of March, 2000.

FENNEMORE CRAIG, P.C.

By Karen E. Errant  
C. Webb Crockett  
Karen E. Errant  
3003 North Central Avenue  
Phoenix, Arizona 85012-2913  
Attorneys for Panda Gila River, L.P.

1 ORIGINAL and 25 copies of  
2 the foregoing filed this 10<sup>th</sup> day  
of March, 2000, with:

3 Docket Control  
4 Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, Arizona 85007

5 COPY of the foregoing mailed  
6 this 10<sup>th</sup> day of March, 2000, to:

7 Charles S. Pierson, Esq.  
Chairman, Designee for Arizona Attorney General Janet Napolitano  
8 Office of the Attorney General  
1275 West Washington Street  
9 Phoenix, AZ 85007-2997

10 Janice M. Alward, Esq.  
Teena I. Wolfe, Esq.  
11 Legal Division  
Arizona Corporation Commission  
12 1200 West Washington Street  
Phoenix, AZ 85007-2927

13 Deborah R. Scott  
14 Director  
Utilities Division  
15 Arizona Corporation Commission  
1200 West Washington Street  
16 Phoenix, AZ 85007-2997

17  
18 By: Ellen Purdy  
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**GILA BEND AREA  
PUBLIC NOTICE**

**NOTICE OF HEARING**

**BEFORE THE ARIZONA  
POWER PLANT AND  
TRANSMISSION LINE  
SITING COMMITTEE**

**CASE NO. 99  
DOCKET NO. L-00000Q-00-0099**

IN THE MATTER OF THE APPLICATION OF PANDA GILA RIVER, L.P. OR THEIR ASSIGNEE(S), IN CONFORMANCE WITH THE REQUIREMENTS OF ARIZONA REVISED STATUTES 40-360.03 AND 40-360.06, FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AUTHORIZING THE CONSTRUCTION OF NATURAL GAS-FIRED, COMBINED CYCLE GENERATING PLANT, SWITCHYARD, AND RELATED FACILITIES IN THE TOWN OF GILA BEND, MARICOPA COUNTY, ARIZONA, LOCATED IN SECTIONS 8, 17, 20, AND 21, TOWNSHIP 5 SOUTH, RANGE 4 WEST, GILA AND SALT RIVER BASE AND MERIDIAN.

**NOTICE OF HEARING**

A public hearing will be held before the Power Plant and Transmission Line Siting Committee (the "Committee") at the Best Western Executive Park Downtown Hotel, 1100 North Central Avenue, Phoenix, Arizona, on March 30, 2000, at 9:00 a.m., or as soon thereafter as the matter can be heard, regarding the Application of Panda Gila River, L.P., or their assignee(s) for a Certificate of Environmental Compatibility from the Committee for construction of electric power facilities in Maricopa County, Arizona. The proposed site is located approximately 75 miles southwest of Phoenix, Arizona, in Maricopa County within the jurisdiction of the Town of Gila Bend, Arizona. The Panda Gila River Project will consist of the construction of four natural gas-fired, combined cycle generating units each of a nominal 520 megawatts (MW), a switchyard and related facilities.

The Application, including detailed maps of the proposed Panda Gila River Project, is on file with the Docket Control Center of the Arizona Corporation Commission, 1200 West Washington, Suite 108, Phoenix, Arizona 85007.

Depending upon the issues raised and the number of intervenors appearing during the hearing, the Committee may deem it appropriate at some point to recess the hearing to a time and place to be announced during the hearing. At the discretion of the Committee, such resumed hearing may be held at a date, time and place to be agreed upon by the Committee and parties of interest.

**NOTE:** No formal notice of such resumed hearing will be given.

Each county and municipal government and state agency interested in the proposed facilities and desiring to become a party to the certification proceeding, shall, not less than ten (10) days before the date set for hearing, file with the Director of Utilities, Arizona Corporation Commission, 1200 West Washington, Phoenix, Arizona 85007, a notice of its intent to be a party.

Any domestic, non-profit corporation or association, formed in whole or in part to promote conservation of natural beauty, to protect the environment, personal health or other biological values, to preserve historical sites, to promote consumer interests, to represent commercial and industrial groups, or to promote the orderly development of the area in which the facilities are to be located and desiring to become a party to the certification proceeding, shall, not less than ten (10) days before the date set for hearing, file with the Director of Utilities, Arizona Corporation Commission, 1200 West Washington, Phoenix, Arizona 85007, a

notice of its intent to be a party.

The Committee or hearing officer, at any time deemed appropriate, may make other persons parties to the proceedings.

Any person may make a limited appearance at the hearing by filing a statement in writing with the Director of Utilities, Arizona Corporation Commission, 1200 West Washington, Phoenix, Arizona 85007, not less than five (5) days before the date set for hearing. A person making a limited appearance shall not be a party or have the right to present oral testimony or cross-examine witnesses.

The written decision of the Committee will be submitted to the Arizona Corporation Commission pursuant to Arizona Revised Statutes Section 40-360.07. Any person intending to be a party before the Commission must be a party to the certification proceedings.

ORDERED this 18th day of February, 2000.

-S- (illegible)

Director  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007

Number of publications: 2. Dates of publication: February 24 & March 2, 2000.

**AFFIDAVIT OF PUBLICATION**

State of Arizona

ss

County of Maricopa

I, Glen Birchfield, editor of

The Gila Bend Sun,

a newspaper in general circulation, printed and published in the Town of Gila Bend, County of Maricopa, State of Arizona, do solemnly swear that a copy of the above notice is the matter of

Notice of Hearing  
for

Panda Gila River, L.P.

as per clipping attached, was published weekly in the regular and entire edition of the said newspaper, and not in any supplement hereof, for a period of two consecutive week(s) as follows, to-wit

February 24 & March 2, 2000

*Glen Birchfield*

Glen Birchfield

Subscribed and sworn to before me,

this.....2.....day of.....March.....2000

*Darah B. Mann*

Notary Public

My Commission expires:

May 29, 2001



"OFFICIAL SEAL"

Darah B. Mann  
Notary Public-Arizona  
Maricopa County

My Commission Expires 5/29/2001

CASE NO. 99  
DOCKET NO.  
L. 00000Q-00-0099

NOTICE OF HEARING  
BEFORE THE ARIZONA  
POWER PLANT AND  
TRANSMISSION LINE SIT-  
TING COMMITTEE  
IN THE MATTER OF THE  
APPLICATION OF PANDA  
GILA RIVER, L.P. OR  
THEIR ASSIGNEE(S), IN  
CONFORMANCE WITH  
THE REQUIREMENTS OF  
ARIZONA REVISED STAT-  
UTES 40-360.03 AND 40-  
360.06, FOR A CERTIF-  
ICATE OF ENVIRONMEN-  
TAL COMPATIBILITY  
AUTHORIZING THE CON-  
STRUCTION OF NATURAL  
GAS-FIRED, COMBINED  
CYCLE GENERATING  
PLANT, SWITCHYARD,  
AND RELATED FACIL-  
ITIES IN THE TOWN OF  
GILA BEND, MARICOPA  
COUNTY, ARIZONA, LO-  
CATED IN SECTIONS 8, 17,  
20, AND 21, TOWNSHIPS  
SOUTH, RANGE 4 WEST,  
GILA AND SALT RIVER  
BASE AND MERIDIAN.

A public hearing will be held  
before the Power Plant and  
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tee") at the Best Western  
Executive Park Downtown  
Hotel, 1100 North Central Av-  
enue, Phoenix, Arizona, on  
March 30, 2000, at 9:00 a.m.,  
or as soon thereafter as the  
matter can be heard, regard-  
ing the Application of Panda  
Gila River, L.P. or their as-  
signee(s) for a Certificate of  
Environmental Compatibility  
from the Committee for con-  
struction of electric power  
facilities in Maricopa County,  
Arizona. The proposed site is  
located approximately 75 mi-  
les southwest of Phoenix, Ari-  
zona. In Maricopa County  
within the jurisdiction of the  
Town of Gila Bend, Arizona.  
The Panda Gila River Project  
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Depending upon the issues  
raised and the number of  
intervenor appearing during  
the hearing, the Committee  
may deem it appropriate at  
some point to recess the hear-  
ing to a time and place to be  
announced during the hearing.  
At the discretion of the Com-  
mittee, such resumed hearing  
may be held at a date, time  
and place to be agreed upon  
by the Committee and parties  
of interest.

NOTE: No formal notice of  
such resumed hearing will be  
given.

Each county and municipal  
government and state agency  
interested in the proposed fa-  
cilities and desiring to become  
a party to the certification  
proceeding, shall, not less  
than ten (10) days before the  
date set for hearing, file with  
the Director of Utilities, Ari-  
zona Corporation Commis-  
sion, 1200 West Washington,  
Phoenix, Arizona 85007, a no-  
tice of its intent to be a party.  
Any domestic, non-profit cor-  
poration or association, for-  
med in whole or in part to  
promote conservation of natu-  
ral beauty, to protect the  
environment, personal health  
or other biological values, to  
preserve historical sites, to  
promote consumer interests,  
to represent commercial and

Industrial groups, or to pro-  
mote the orderly development  
of the area in which the  
facilities are to be located and  
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the certification proceeding,  
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days before the date set for  
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of Utilities, Arizona Corpo-  
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Utilities, Arizona Corpora-  
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Washington, Phoenix, Ari-  
zona 85007, not less than five  
(5) days before the date set  
for hearing. A person making  
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be a party or have the right to  
present oral testimony or  
cross-examine witnesses.

# THE ARIZONA REPUBLIC

STATE OF ARIZONA  
COUNTY OF MARICOPA } SS.

TOM BIANCO, being first duly sworn, upon oath deposes  
and says: That he is the legal advertising manager of the  
Arizona Business Gazette, a newspaper of general  
circulation in the county of Maricopa, State of Arizona,  
published at Phoenix, Arizona, by Phoenix Newspapers Inc.,  
which also publishes The Arizona Republic, and that the  
copy hereto attached is a true copy of the advertisement  
published in the said paper on the dates as indicated.

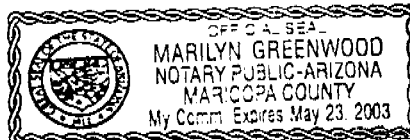
The Arizona Republic

February 25, 29, 2000

The written decision of the  
Committee will be submitted  
to the Arizona Corporation  
Commission pursuant to Ari-  
zona Revised Statutes Section  
40-360.07. Any person intend-  
ing to be a party before the  
Commission must be a party  
to the certification proceed-  
ings.

ORDERED this 18th day of  
February, 2000.  
/s/ Deborah Scott  
Director  
Utilities Division Arizona Cor-  
poration Commission 1200  
West Washington Phoenix,  
AZ 85007  
00117-February 25, 29, 2000

Sworn to before me this  
1 day of  
March A.D. 2000



*Marilyn Greenwood*  
Notary Public